

**IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION**

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<b>AMAZON.COM, INC and AMAZON</b>	)	
<b>DATA SERVICES, INC.,</b>	)	<b>Case No. 1:20cv484</b>
	)	
Plaintiffs,	)	<b>Hon. Rossie D. Alston, Jr.</b>
	)	<b>Hon. Theresa Buchanan</b>
v.	)	
	)	
<b>WDC HOLDINGS LLC d/b/a</b>	)	
<b>NORTHSTAR COMMERCIAL</b>	)	
<b>PARTNERS, et al.,</b>	)	
	)	
Defendants,	)	<b>DECLARATION OF ADAM R. SMART</b>
	)	<b>IN SUPPORT OF DEFENDANTS'</b>
	)	<b>MOTION TO SET PRETRIAL</b>
<b>800 HOYT LLC,</b>	)	<b>CONFERENCE</b>
	)	
Intervening Interpleader Plaintiff,	)	
	)	
v.	)	
	)	
<b>BRIAN WATSON, WDC HOLDING</b>	)	
<b>LLC, PLW CAPITAL I,</b>	)	
<b>LLC.AMAZON.COM, INC, and</b>	)	
<b>AMAZON DATA SERVICES, INC.</b>	)	
	)	
Interpleader Defendants.	)	
	)	

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I, Adam R. Smart, pursuant to 28 U.S.C. § 1746 hereby declare, under penalty of perjury, as follows:

1. I am over the age of 18 years. I have personal knowledge of the facts set forth below, and if called upon to do so, I could and would competently testify thereto.
  
2. I am an attorney licensed to practice law in the State of Florida and admitted to appear in this case, *pro hac vice*, on behalf of Defendants Carleton Nelson and Cheshire Ventures, LLC. I am an attorney at the law firm of Burr & Forman, LLP.

3. I make this declaration in support of Defendants' motion to set a pretrial conference for the purpose of setting a trial date.

4. Attached hereto as Exhibit A is a true and correct copy of an June 22, 2022 Memorandum Opinion denying IPI Partners' motion to dismiss in the case styled *WDC Holdings, LLC, et al. v. IPI Partners, LLC, et al.*, C.A. No. 2020-1026 (Del. Chancery), concerning WDC Holdings, LLC's removal from the very lease transactions at issue in this action.

5. Attached hereto as Exhibit B is a true and correct copy of the transcript from the April 1, 2022 hearing in this action.

6. Attached hereto as Exhibit C is a true and correct copy of the transcript from the April 8, 2022 hearing in this action.

7. Attached hereto as Exhibit D is a true and correct copy of the transcript from the May 6, 2022 hearing in this action.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief

Executed on June 26, 2022

/s/ Adam R. Smart  
ADAM R. SMART

**CERTIFICATE OF SERVICE**

I hereby certify that on June 26, 2022, a true and correct copy of the foregoing has been served through this Court's ECF system on all parties appearing in the action, and via email on:

Casey Kirschner  
635 N. Alvarado Lane  
Plymouth, MN 55447  
casey.kirschner@gmail.com  
*Pro se*

*/s/ Rachel Friedman* \_\_\_\_\_  
RACHEL FRIEDMAN